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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

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K. KONOSHITA

Group Art Unit: 2644

APR 23 2004

Application No.: 09/270,273

Examiner: P. Lee

Technology Center 2600

Filed: March 16, 1999

Attorney Dkt. No.: 107156-09012

For: NOISE LEVEL UPDATING SYSTEM

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME**

Mail Stop: AF
Director of the U.S. PTO
P.O. Box 1450
Alexandria, VA 22313-1450

Date: April 21, 2004

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision of the Primary Examiner dated October 22, 2003 finally rejecting claims 1-3.

A timely response and two-month Petition for Extension of Time to the final rejection were filed on March 22, 2004.

The \$330.00 (\$165.00 Small Entity) Appeal Fee is attached.

The shortened statutory period expiring on April 22, 2004, it is hereby requested that the period for response be extended for a third month. Also included in our check is \$530.00 as payment of the fee for the third month of extension of time (\$950 minus \$420 paid on 3/22/04) for filing this Notice of Appeal.

04/22/2004 HVUONG1 00000094 09270273

01 FC:1401
02 FC:1253

330.00 OP
530.00 OP

Please charge any fee deficiency or credit any overpayment to our
Deposit Account No. 01-2300.

Respectfully submitted,

King L. Wang for
(Rep. No. 37,500)

George E. Oram, Jr.
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